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**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

ELECTRONIC FRONTIER FOUNDATION,	)	NO. 08-02997 JSW
	)	
Plaintiff,	)	<b>STIPULATION TO A COURT ORDERED</b>
	)	<b>PRODUCTION SCHEDULE</b>
v.	)	
	)	
OFFICE OF THE DIRECTOR OF NATIONAL	)	
INTELLIGENCE	)	
	)	
and	)	
	)	
DEPARTMENT OF JUSTICE,	)	
	)	
Defendants.	)	
	)	
	)	

THE PARTIES HEREBY STIPULATE, pursuant to Local Rules 6-1(b) and 7-12, that the Defendants shall complete the processing of Plaintiff's FOIA requests that are the subject of C 08-2997 (JSW) by October 10, 2008. In support of this stipulation the parties state the following:

1. On July 15, 2008, the parties stipulated that “Defendants will be able to complete, barring unforeseen circumstances, the processing of Plaintiff’s FOIA requests that are the subject of C 08-2997 (JSW) by September 26, 2008, and make interim responses by August 14, 2008 and September 4, 2008.” (Case No. 3:08-cv-01023-JSW, Dkt. No. 62).
2. The parties further stipulated that “[s]hould unforeseen circumstances make it impracticable for defendants to comply with this schedule, the plaintiff shall consider in good faith proposals to stipulate to any necessary extensions. Plaintiff’s agreement will not be unreasonably withheld. In the event that any extension to this production schedule becomes necessary, the parties agree to stipulate to a court ordered production schedule.” *Id.*
3. Defendants have informed Plaintiff that unforeseen circumstances have arisen such that Defendants are unable to comply with the processing schedule set forth in the prior stipulation. The Defendants state that they will require an extension to complete the processing of Plaintiff’s FOIA requests no later than October 10, 2008. Accordingly, the parties respectfully request a court ordered production schedule requiring that Defendants complete the processing of Plaintiff’s FOIA requests that are the subject of C 08-2997 (JSW) by October 10, 2008.

DATED: September 24, 2008

Respectfully submitted,

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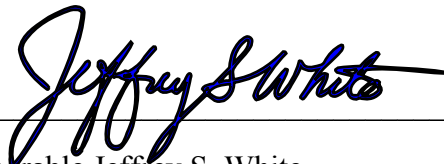
**GENERAL ORDER NO. 45(X) CERTIFICATION**

I attest that I have obtained Adam Kirschner's concurrence in the filing of this document.

/s/ Kurt Opsahl  
Kurt Opsahl, Esq.

PURSUANT TO STIPULATION, IT IS ORDERED that Defendants shall complete the processing of Plaintiff's FOIA requests that are the subject of C 08-2997 (JSW) by October 10, 2008.

DATED: September 24, 2008



Honorable Jeffrey S. White  
United States District Judge